



THE

# CEYLON GOVERNMENT GAZETTE

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## PART II.—LEGAL.

*(Separate paging is given to each Part in order that it may be filed separately.)*

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## DISTRICT AND MINOR COURTS NOTICES.

### The Village Communities Ordinance, No. 9 of 1924.

IT is hereby notified in terms of section 98 of the Village Communities Ordinance, No. 9 of 1924, that the Village Tribunal of Paranakuru and Beligal korales has (with the approval of the Assistant Government Agent of the District of Kegalla, Province of Sabaragamuwa), set apart the under-mentioned building for holding the sessions of the Village Tribunal in Kandupita pattu south and Malmaduwa wasama in Keeraweli pattu east of Beligal korale, in the District of Kegalla, with effect from July 1, 1938 :—

The Public Works Department bungalow at Pindeniya in Kandupita pattu south.

The Kacheheri,  
Kegalla, June 3, 1938.

R. ALUWIHARE,  
Assistant Government Agent.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

Insolvency In the matter of the insolvency of Suna  
Jurisdiction. Moona Nadaperumalpillai of 189, Main  
No. 5,087. street, in Colombo, insolvent.

NOTICE is hereby given that a special sitting is fixed for June 28, 1938, to prove the claim of R. S. Kailasampillai of Bankshall street in Colombo in the above case.

By order of court, A. C. BELING,  
June 2, 1938. Secretary.

In the District Court of Colombo.

No. 5,113. In the matter of the insolvency of Abdul  
Hamid Mohamed Rashard of Gem Noor.  
Cotta road, Borella.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on June 28, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, A. C. BELING,  
June 1, 1938. Secretary.

In the District Court of Colombo.

No. 5,132. In the matter of the insolvency of Haputan-  
trige Marthelis Perera of Pore in Hewagam  
korale.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on June 28, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, A. C. BELING,  
June 1, 1938. Secretary.

In the District Court of Colombo.

Insolvency In the matter of the insolvency of S.  
Jurisdiction. Anthonyssamy of Colombo, insolvent.  
No. 5,152.

NOTICE is hereby given that a special sitting is fixed for June 21, 1938, to prove the claim of N. M. N. Muttiah Chettiar of Sea street, Colombo, in the above case.

By order of court, A. C. BELING,  
May 31, 1938. Secretary.

In the District Court of Colombo.

No. 5,165. In the matter of the insolvency of S. Puthu-  
maivilangamperumalpillai of Nugegoda,  
carrying on business under the name, style,  
and firm of Letchumi Stores.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on July 5, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, A. C. BELING,  
May 31, 1938. Secretary.

In the District Court of Colombo.

No. 5,167. In the matter of the insolvency of R. M.  
Renganathanpillai of 17, New Moor street,  
Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on June 28, 1938, for the grant of a certificate of conformity to the insolvent.

By order of court, A. C. BELING,  
May 31, 1938. Secretary.

In the District Court of Colombo.

No. 5,223. In the matter of the insolvency of Asserap-  
pulige Isidore de Silva of 31/9, Green street,  
Colombo.

WHEREAS the above-named A. I. de Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by N. D. Robosingho of Armour street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. I. de Silva insolvent accordingly; and that two public sittings of the court, to wit, on June 28, 1938, and on July 19, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. C. BELING,  
May 31, 1938. Secretary.

In the District Court of Colombo.

No. 5,224. In the matter of the insolvency of Jayasuriya  
Arachige Don Henry James William of  
Thimbirigasyaya road, Colombo.

WHEREAS the above-named J. A. D. H. J. William has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. W. F. Jayaratne of De Vos avenue, Bambalapitiya, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said J. A. D. H. J. William insolvent accordingly; and that two public sittings of the court, to wit, on June 28, 1938, and on July 19, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. C. BELING,  
May 31, 1938. Secretary.

In the District Court of Colombo.

No. 5,226. In the matter of the insolvency of Hollu-  
pathirage Geeris Caldera of Cotta Road,  
Colombo.

WHEREAS the above-named H. G. Caldera has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by S. A. Paul Perera of Walpola, Angoda, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said H. G. Caldera insolvent accordingly; and that two public sittings of the court, to wit, on July 12, 1938, and on August 23, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. C. BELING,  
June 3, 1938. Secretary.

In the District Court of Colombo.

No. 5,227. In the matter of the insolvency of Joseph  
Collin Jansen of 126/9, St. Joseph street,  
Grandpass, Colombo.

WHEREAS the above-named Joseph Collin Jansen has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by A. W. Talayarretne of 198/66, St. Joseph street, Grandpass, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Joseph Collin Jansen insolvent accordingly; and that two public sittings

of the court, to wit, on July 12, 1938, and on August 23, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. C. BELING,  
Secretary.

June 3, 1938.

In the District Court of Colombo.

No. 5,228. In the matter of the insolvency of Thomas Perera Wickremasinghe of K 141, Egoda Kolonnawa, Colombo.

WHEREAS the above-named Thomas Perera Wickremasinghe has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by P. J. Perera of Wattala, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said T. P. Wickremasinghe insolvent accordingly; and that two public sittings of the court, to wit, on July 12, 1938, and on August 23, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. C. BELING,  
Secretary.

June 4, 1938.

In the District Court of Colombo.

No. 5,229. In the matter of the insolvency of Mohamed Lebbe Marikar Abdul Cassim of 132/6, Small Maligawatta, Maradana, Colombo.

WHEREAS the above-named M. L. M. A. Cassim has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by R. R. Ramasamy Reddiar of No. 106, First Cross street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said A. L. M. A. Cassim insolvent accordingly; and that two public sittings of the court, to wit, on July 5, 1938, and on August 23, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. C. BELING,  
Secretary.

June 6, 1938.

In the District Court of Kandy.

No. I. 11. In the matter of the insolvency of T. Thambyrajah of 65, Trincomalee Street, Kandy.

WHEREAS T. Thambyrajah has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by T. R. Vossman, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said T. Thambyrajah insolvent accordingly; and that two public sittings of the court, to wit, on July 1, 1938, and on July 22, 1938, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, R. MALALGODA,  
Secretary.

June 1, 1938.

In the District Court of Badulla.

Insolvency In the matter of Sana Kavenna Moona Mohideen Saibo of Lower street, Badulla.  
No. 32.

WHEREAS Sana Ana Abdul Mohamado has filed a declaration of insolvency, and a petition for the sequestration as insolvent of Sana Kavenna Moona Mohideen Saibo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged Sana Kavenna Moona Mohideen Saibo, an insolvent accordingly, and that two public sittings of the court, to wit, on July 12, 1938, and August 30, 1938, will take place for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

June 4, 1938.

A. K. ALVAPILLAI,  
Secretary.

## NOTICES OF FISCALS' SALES.

### Western Province.

In the District Court of Colombo.

Lee Hedges & Company, Limited, of Colombo. . . Plaintiffs.

No. 3,625. Vs. 39

V. Rasiah of Vani Vilas, Narahenpitiya. . . Defendant.

NOTICE is hereby given that on Monday, July 4, 1938, at 3 p.m., will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the balance sum of Rs. 373.88, with legal interest thereon from October 16, 1936, till payment in full, less the sum of Rs. 350, viz. :—

All those property and premises bearing assessment Nos. 421, 421/2, 421/3, 421/4, 421/5, and 421/6, Narahenpitiya, within the Municipality and District of Colombo, Western Province; and bounded on the north by the property belonging to Sirisena, south by property bearing assessment Nos. 423 and 425, east by the portion of the same land bearing assessment No. 421, and on the west by Narahenpitiya high road; containing in extent about 2 roods more or less.

Fiscal's Office,  
Colombo, June 8, 1938.

J. R. TOUSSAINT,  
Deputy Fiscal.

In the District Court of Colombo.

Widanelage Henry Moses de Mel of Kaldemulla in Moratuwa . . . . . Plaintiff.

No. 6,907. Vs. 52

Hewafonsekage Maggie Rosaline de Mel nee Fonseka of Kaldemulla in Moratuwa, presently residing at Sri Sumangala School road, Naruruwa in Panadure, in her individual capacity and as legal representative over the estate and effects of Widanelage Gabriel Solomon de Mel of Kaldemulla in Moratuwa, deceased . . . . . Defendant.

NOTICE is hereby given that on Friday, July 8, 1938, will be sold by public auction at the respective premises the following property mortgaged to the plaintiff by bond No. 771 dated May 17, 1930, attested by R. W. Perera, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated March 23, 1938, for the recovery of the sum of Rs. 1,836.33, together with further interest on Rs. 1,000 at 12 per cent. per annum from May 6, 1937, till date of decree (October 15, 1937); and thereafter on the aggregate amount of the decree at 9 per cent. per annum from date of decree limited to two years or till payment in full whichever is shorter and costs of suit taxed at Rs. 234.85, viz. :—

1. At 3.30 p.m.—An undivided  $\frac{1}{2}$  part or share of all that defined northern  $\frac{1}{2}$  part and of the trees and plantations and the entirety of the buildings standing thereon of all that land called Madangahawatta, situated at Kaldemulla in Moratuwa, in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; which said defined northern  $\frac{1}{2}$  part is bounded on the north by the land belonging to Mahamarakkala Kurukulasooriya Patabendige Abraham Perera, on the east by the ditch of Kurunduwatta, on the south by the other half of this land, and on the west by the land belonging to Warusahennedige Elias Soysa; containing in extent 1 rood and 11  $\frac{5}{100}$  perches.

2. At 3.45 p.m.—All that defined southern  $\frac{1}{2}$  share of the northern  $\frac{1}{2}$  share from and out of the allotment of land called Madangahawatta together with the trees, plantations, and everything standing thereon, situated at Kaldemulla aforesaid; which said southern  $\frac{1}{2}$  part is bounded on the north by another portion of same land belonging to Elizabeth Peiris, on the east by the ditch of the Kurunduwatta, on the south by the land of Telge Charles Peiris, and on the west by the land of Warnakulasuriya Moderapatabendige Martha Ferdinando; containing in extent 10  $\frac{74}{100}$  perches.

Prior registration M 258/288, 307/150.

Fiscal's Office,  
Colombo, June 8, 1938.

J. R. TOUSSAINT,  
Deputy Fiscal.

## In the District Court of Colombo.

(1) Welatantrige Edwin Botejue and (2) ditto Abraham Botejue, both of Gangodawila, in the Palle pattu of Salpiti korale ..... Plaintiffs.  
No. 7,228. Vs.

(1) Gamage Baron Silva of Udahamulla in the Palle pattu of Salpiti korale and (2) Gamage Charles Silva of Dematagoda ..... Defendants.

NOTICE is hereby given that on Tuesday, July 5, 1938, will be sold by public auction at the respective premises the following property mortgaged with the plaintiffs by bond No. 495 dated January 18, 1930, and attested by D. L. Gunasekera, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated March 3, 1938, for the recovery of the sum of Rs. 3,864.33 with legal interest thereon from July 22, 1937, up to December 3, 1937, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full (less a sum of Rs. 141) and costs of suit taxed at Rs. 390.67, viz. :—

1. At 3.30 p.m.—All that defined portion marked A in plan No. 1,691 dated December 9, 1926, made by M. B. de Silva, Licensed Surveyor, of the land called Kumbukgahawatta and Gorakagahawatta, situated at Udahamulla in the Palle pattu of Salpiti korale, in the District of Colombo, Western Province; bounded on the north by road and land of Don Mattes, on the east by field of A. G. Perera, and on the south and west by a part of the same land marked B allotted to Baron Silva and Roseline Silva; containing in extent 3 roods 12 50/100 perches.

2. At 4 p.m.—All that portion marked lot A in plan dated September 2, 1916, made by D. J. W. Edirisinghe, Licensed Surveyor, of the land called Kumbukgahawatta, situated at Udahamulla aforesaid; bounded on the north-east by ½ portion of this land marked B, south-east by a portion of the land formerly of D. B. Gunasekera Kathiresu, now of Embuldeniyage Dona Erlina Hamy, south-west by the Gansabhawa road leading to Thalawatugoda, north-west by road leading from Kotte to Madiwala: in extent about 1 rood and 37 74/100 perches.

Prior registration M 295/142 and 25.

Fiscal's Office,  
Colombo, June 8, 1938.

J. R. TOUSSAINT,  
Deputy Fiscal.

## In the Court of Requests of Colombo.

The Ceylon Benefit Company, Limited, of 22, Baillie street, Fort, Colombo ..... Plaintiff.  
No. 10,425. Vs.

(1) Dolawattage alias Gurunansinge Podinona, (2) Ranasinghe Don Simon Singho wife and husband, (3) Ranasinghe Don Hendrick Singho, all of Bomiriya in the Palle pattu of Hewagam korale ..... Defendants.

NOTICE is hereby given that on Wednesday, July 6, 1938, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 613 dated December 1, 1933, attested by Arthur H. Abeyaratne, Notary Public, and ordered to be sold by the order of court dated April 6, 1938, for the recovery of the sum of Rs. 247 with interest thereon at 12 per cent. per annum from August 23, 1934, to December 7, 1937, and thereafter legal interest on the aggregate amount of the decree till payment in full, and costs of this action, viz., Rs. 35.85 being incurred costs and Rs. 17.50 being prospective costs, viz. :—

1. At 3.30 p.m.—An undivided 9/32 parts or shares from and out of Mawatawatta, situated at Bomiriya in the Palle pattu of Hewagam korale, in the District of Colombo, Western Province; bounded on the north by high road, on the east by the live fence of the land of Julius Appu, on the south also by the live fence of the land of same person, and on the west by the land of Henadirage Don Samiel, late Peace Officer; containing in extent about one bushel of paddy sowing.

2. At 3.45 p.m.—An undivided 5/32 parts or shares from and out of a portion of Kongahawatta, situated at Bomiriya aforesaid; which said portion is bounded on the north by the land of Julius Appu, on the east by the land of Padappu and others, on the south by a portion of this land, and on the west by the wela; containing in extent about one bushel of paddy sowing, and an undivided 5/16 parts or shares of the tiled house standing thereon.

Prior registration G 120/2,692,270.

Fiscal's Office,  
Colombo, June 8, 1938.

J. R. TOUSSAINT,  
Deputy Fiscal.

## In the District Court of Kalutara.

K. S. H. Dalpatadu of Kalutara North ..... Plaintiff.  
No. 18,845. Vs.

(1) Wijesekeramahavidanelage Therisa Perera and husband (2) Warnakula-aratchirallage Don Thomas Appu of Paiyagala ..... Defendants.

NOTICE is hereby given that on Thursday, July 14, 1938, commencing at 9.30 in the afternoon, will be sold by public auction at the respective premises the following property mortgaged by the defendant with the plaintiff and declared bound and ordered to be sold by the decree entered in the said case for the recovery of Rs. 490.33, with further interest on Rs. 250 at 16 per cent. per annum from August 25, 1934, to November 9, 1934, and thereafter at the rate of 9 per cent. per annum on the aggregate till payment in full, plus Rs. 50 and Rs. 13.20 + Rs. 13.80 aggregating to Rs. 77, less Rs. 223.05, viz. :—

1. An undivided ¾ share of the soil and trees and tiled and lime plastered house and distillery shed bearing No. 85 standing thereon of the land called Ganewatta, situated at Paiyagala in Paiyagal. badda in the District of Kalutara, Western Province; and bounded on the north and south by portions of the same land, east by wagura and ela, and on the west by the main road; and containing in extent 1 acre and 34 perches.

2. An undivided 11/24 shares of the soil and trees of the land called Henewatta and adjoining Paulawita, situated at Metiyalamulla in Paiyagal badda of the Kalutara totamune in the District of Kalutara, Western Province; and bounded on the north by Kadurugahawatta alias Helayawatta, east by owita, south by Werabodayawatta, and on the west by Henewatta; containing in extent 1 acre 3 roods and 14 perches.

Deputy Fiscal's Office,  
Kalutara, June 6, 1938.

H. SAMERESINGHA,  
Deputy Fiscal.

## In the District Court of Kalutara.

Meegama Aratchige Silvestri Perera of Wadduwa . . Plaintiff.  
No. 19,494. Vs.

Don Alfred Francis Jayawardena of Talpitiya, legal representative of the estate of the late D. A. Goonetilleke ..... Defendant.

NOTICE is hereby given that on Tuesday, July 5, 1938, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 16,757.90, with interest on Rs. 11,000 at 12½ per cent. per annum from September 20, 1935, till August 28, 1936, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs Rs. 545.40, less Rs. 12,610, viz. :—

1. An allotment of land called Moonamalgahawatta, with the buildings and plantations standing thereon, situated at Kuda Wadduwa in Waddubadda of the Panadure totamune in the District of Kalutara, Western Province; and bounded on the north by Kurunduwatta, on the east, south, and west by portions of the same land called Moonamalgahawatta; containing in extent from east to west 8 fathoms, and from north to south 11 fathoms, and registered in B 268/299.

2. An undivided portion of land towards the northern boundary, in extent from north to south 24 yards, and from east to west 24 yards, from and out of the defined allotment of land called Moonamalgahawatta, with the tiled house and tiled kitchen attached thereto standing on the said portion of land and all the plantations standing thereon, situated at Kuda Wadduwa aforesaid; and bounded on the north by Kurunduwatta, east by a portion of this land belonging to Ponsuge Peiris Tissera and another, portion of this land belonging to Mestiyage Don Hendrick and others, south by Dolakadawatta, and on the west by portion of this land belonging to Ponsuge Peiris Tissera; containing in extent about 1 acre, and registered in B 268/300.

On Tuesday, July 5, 1938, commencing at 3.30 p.m.

3. An allotment of land called Dombagahawattekattiya, situated at Talpitiya in Talpitibadda of the Panadure totamune aforesaid; and bounded on the north by a portion of this land belonging to H. P. S. Samarasekera Gunatillaka, east by a portion of this garden wherein H. R. P. Samarasekera resides, south by a portion of this land belonging to P. D. Rodrigo's heirs, on the west by the seashore; and containing in extent 2 roods, and registered in B 106/90.

4. An undivided ¾ shares of the soil and trees of the land called Dombagahawattekattiya, situated at Talpitiya aforesaid; and bounded on the north by portion of this

land, east by abandoned old road now rail road, south by two portion of Dombagahawatta belonging to H. S. Perera, C. P. Samarasekera and another, H. P. S. Samarasekera Gunatilleka, and west by seashore; and containing in extent 3 acres 2 roods and 2 67/100 perches, and registered in B 266/191.

5. An undivided  $\frac{1}{4}$  share of the soil and trees of the land called Dombagahawatta, situated at Talpitiya; and bounded on the north by the  $\frac{1}{4}$  portion of this land, east by Kiripellagahawatta, south by the land of Jayasinghettige, and west by seashore; and containing in extent 3 acres 1 rood and 12.5 perches.

6. An undivided  $\frac{1}{4}$  share of the land called Kiripellagahawatta, situated at Talpitiya in Talpiti badda; and bounded on the north by portion of this land belonging to the heirs of M. Davith Perera, east by Kinkatuwelakattiya belonging to H. S. P. Samarasekera, presently owned by Alex Goonetilleke, south by Kiripellagahawattakattiya of Alex Goonetilleke, and on the west by the rail road; and containing in extent about 1 acre.

7. An undivided one half share of the land called Panvilekumbura at Pinwatta in Talpiti badda; and bounded on the north and north-east by land claimed by villagers, lands in plans Nos. 50,302, 50,301 and wela, south-east by the land said to belong to the Crown and land in plan No. 20,299, and south-west and west by land claimed by villagers and land in plan No. 20,300; containing in extent 25 acres and 3 perches.

Deputy Fiscal's Office,  
Kalutara, June 6, 1938.

H. SAMERESINGHA,  
Deputy Fiscal.

In the District Court of Kandy.

K. L. Siwanadiyan Chettiyar of Kandy . . . . . Plaintiff.

No. 43,532. 32 Vs.

Batcha Saibo's son Mohamado Yoosoo of 226, Peradeniya road, Kandy . . . . . Defendant.

NOTICE is hereby given that on Monday, July 11, 1938, at 2 P.M. will be sold by public auction at the premises the right, title, and interest of the said defendant for the recovery of the sum of Rs. 610 and poundage in the following property, viz.: 39

An undivided one-third part or share out of all that portion towards the south, in extent 1 rood and 36/100 perches out of all that portion of land of 1 rood and 6 perches in extent formed by two portions, namely, the northern half share of bare lands bearing No. 235 and the portion towards the north or towards Kandy of and in all those six contiguous portions of land, in extent 1  $\frac{1}{2}$  acres or 3 roods and 6 perches, situate at Peradeniya road within the town and Municipality of Kandy in the District of Kandy; and which said portion towards the south in extent 1 rood and 36/100 perches is bounded on the east by the slaughter-house road, south by the 4 feet road that separates the half share of bare land No. 235, west by the high road, and north by the remaining portion of this land sold to Dona Agidahamy and house No. 225 together with the building bearing assessment Nos. 227 to 235, plantations, and everything standing thereon (save and exclude however therefrom the house and ground bearing No. 226 given to the mosque, namely, Hanaffi Naksha Bandi Mahalara and Thawwa Palliya).

Fiscal's Office,  
Kandy, June 1, 1938.

H. C. WIJESINHA,  
Deputy Fiscal.

### Central Province.

In the District Court of Kandy.

The Commissioner of Income Tax, Colombo . . . . . Petitioner.

No. AI 1,481/3. 48 Vs.

Mrs. A. B. Halangoda . . . . . Respondent.

NOTICE is hereby given that on Tuesday, July 5, 1938, commencing at 2 P.M., will be sold by public auction at the respective premises the right, title, and interest of the said respondent for the recovery of the sum of Rs. 516 and poundage in the following property, viz.: 39

1. All that land called Narankumbura Attikkagahayatapela of 1 pela paddy sowing in extent, situate at Werellagama in Kulugammanasiyapattu of Hanpattu in the District of Kandy, Central Province; and bounded on the east by the imaniyara of Dikliyadda, south by ela, west by the imaniyara of Godapela belonging to Dingiri Menika, and north by ella of Gederawatta.

2. The eastern 3 pelas out of the land called Narankumbura of 5 pelas paddy sowing in extent, situate at Werellagama aforesaid; the said eastern 3 pelas are bounded on the east by ela, south by the imaniyara of Attikkagahayatapela, west by the imaniyara of Godapela, and north by Kurukude-ella.

3. The middle liyadda of 12 lahas paddy sowing in extent out of Narankumbura of 5 pelas paddy sowing extent, situate at Werellagama aforesaid; the middle liyadda of 12 lahas paddy sowing in extent is bounded on the east by ela, south by imaniyara of Dikliyadda, west by Kurukude-ella, north by imaniyara of Mulwakkada of 12 lahas paddy sowing.

4. All that land called Kurudewatta of 1 amunam paddy sowing extent, situate at Werellagama aforesaid; and bounded on the east by the fence of Vidanelegewatta and the agala of Medakurukudehena, west by Galheeriya of Kiriappugewatta, south by the Wel-ella, and north by the fence of Pillasdeniyagederawatta.

5. All that land called Medakurukudehena of 1 amunam paddy sowing extent, situate at Werellagama aforesaid; bounded on the east by the ela of Narankumbura, south by the ella of Godapelekumbura, west by Kandaheeriya of Ukku Menika's field and the agala of Vidanelegewatta, and north by the ela of Elamalpottakumbura.

6. All that land called Aramba of 5 pelas paddy sowing in extent, situate at Werellagama aforesaid; and bounded on the east by agala of Amukotuwa and road, south by agala of Pansalewatta, west by agala and fence of Ampitiye-punchiralegewatta, and north by ella of Paddassala-ange.

Fiscal's Office,  
Kandy, June 6, 1938.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Kandy.

D. M. P. Jayaweera of Kandy . . . . . Plaintiff.

No. 45,520. Vs.

The Secretary of the District Court of Kandy, as official curator of the estate of the minor, H. Senaratna in D. C., Kandy, case No. 1,36 . . . . . Defendant.

W. B. Senaratna by his guardian *ad litem* K. B. Senaratna of Woodthorpe estate, Katugas-tota . . . . . Added Defendant.

NOTICE is hereby given that on Saturday, July 9, 1938, at 9 A.M., will be sold by public auction at the premises the right, title, and interest of the said added defendant, W. B. Senaratna, for the recovery of the sum of Rs. 4,102.69, and poundage in and to the following property, viz.:—

"All that and those estate, plantations, buildings, and premises now called and known as Woodthorpe and Inversk situate at the villages of Alakolamulla, Doragamuwa, Alutgama, and Paranagama in Pallegampaha of Lower Dumbura in the District of Kandy, Central Province; consisting of 137 allotments of land, viz.:—

(1) Waduraendukandecopiewatta of about 80 acres more or less. (2) half of Pokunegodadeniyawanata of 15 lahas; 2 allotments of land called Uguressapitiyehena of the extents of 1 acre 1 rood and 31 perches and 3 pelas paddy sowing extent respectively; 11 allotments of land called Pussehinnehena, containing in extent 2 pelas, 3 pelas, 3 acres and 20 perches, 1 acre and 6 perches, 2 acres 3 roods and 21 perches, 2 acres 2 roods and 14 perches, 1 acre 1 rood and 10 perches; 3 roods and 18 perches, 3 amunams, 5 amunams, and 2 pelas, respectively; 7 allotments of land called Guruketehena, containing in extent 1 amunam, 6 pelas, 1 pella, 2 amunams and 2 pelas, 6 pelas 5 lahas, and 2 pelas, respectively; 2 allotments of land called Galpadikotapugalagawahena, containing in extent 5 lahas and 15 lahas, respectively; 2 allotments of land called Guruketegoderawatta, containing in extent 6 lahas and 2 pelas and 5 lahas respectively; 1 allotment of land called Guruketemudunehena of the extent of 1 amunam; 3 allotments of land called Alawattemudunehena, containing in extent 15 lahas paddy, 1  $\frac{1}{2}$  amunams, and 3 pelas paddy, respectively; 3 allotments of land called Wekadetennehena, containing in extent 13 lahas, 2 pelas and 7 lahas and 1 amunam, respectively; Serugahamudunehena of 1 amunam paddy, Uguressapitiyehena *alias* Wekadetennehena of 2 pelas, Kandehena of 2 pelas, Galbokkewatta of 1 pella, Pokunegodadeniya of 16 lahas, Pokunegodadeniyakumbura of 1 pella, Uguressapitiyehena of 2 lahas, Wekadatennewatta of 13 lahas, Guruketemudunehena of 2 acres and 16 perches; 3 allotments called Galketiye-hena, containing in extent 3 pelas, 3 pelas, and 6 lahas, respectively; Wanatehena of 1 pella, Kangarakotuwa of 12 lahas, Gederawatta of 1 amunam, Henegedera of 1 thimba; 2 allotments of land called Gabadawewatta of the extent of 15 lahas

and 2 pelias; 3 allotments of land called Maharamullehitapuwatta of the extent of 18 lahas, 12 lahas, and 7½ lahas paddy, respectively; 2 pelias of Galleyewatta 5 lahas of Kohombagahamulawatta, 1 pela of Hadiremegederawatta, 7½ lahas of Maharamullehitapuwatta, Kotikawelawatta and Guruketehena of 2 pelias paddy, Paragahangewatta of 15 lahas paddy, Alawattemudunehena of 3 pelias paddy; 4 allotments of land called Gonagahamedillehena, containing in extent 2 pelias, 2 pelias, 12 lahas and 1 amunam paddy; 3 allotments of land called Maligatennehena, containing in extent 1 amunam, 3 pelias, and 1 amunam, respectively; Bandarewattemapagehena of 15 lahas, Kaluhenayagekottuwa of about 8 nellies; 2 shares out of 1/9 share of Watapuluwegehena of 8 nellies kurakkan, Kurukudewatta of 7 lahas, Asweddumegederawatta of about 2 pelias, ¾ parts of Arambelewatta of 2 pelias, 5/6 parts of Udattegederawatta of 18 lahas, 5/6 shares of Gangederawatta of 1 pela, Hadiremegederawatta and Henegederawatta of 2 pelias and 4 lahas, Heenarampolawatta of 8 lahas; 9 allotments of land called Batagollehena, containing in extent 3 pelias, 1 pela, 3 pelias, 1 pela, 3 pelias, 15 lahas, 12 lahas, 15 lahas, and 15 lahas, respectively; Sooriyagalpottihena of 8 lahas paddy, Dehigahamulahena of 2 pelias; 5 allotments of land called Nathegodahena, containing in extent 1 pela, 15 lahas, 15 lahas, 2 pelias, and 15 lahas, respectively; 3 allotments of land called Batagollehena of the extent of 15 lahas, 4 acres, and 15 lahas paddy, respectively; 4 allotments of land called Ampititennehena *alias* Bogahamulawatta of the extents of 2½ lahas, 2 pelias, 5 lahas, and 3 pelias, respectively, Nathegodahena of 3 amunams paddy; 3 allotments of land called Bopederawatta of the extents of 15 lahas, 2 pelias, and 1 pela, respectively; Kohombagahamulawatta of 8 lahas paddy; Hettigammehelekottuwa of 1 pela paddy, Ampititennebogahamulawatta of 2 pelias paddy; 4 allotments of land, Rathukohodeniya of the extents of 1 amunam, 2 pelias, 2 pelias, and 1 pela, respectively, Wala-arambehena of 2 pelias and 5 lahas paddy; 1 pela of the land Suddayewatta, Baranaderewattaranderekumbura of 5 lahas paddy; 2 allotments of the land called Siyambalagahayatewatta of the extents of 5 lahas and 1 acre respectively; Elekumbura of 6 lahas paddy, Tunkandura-aswedduma of 2 pelias paddy, Elekumbureiriyagahamulakumbura of 1 pela paddy and its wanata of 5 lahas paddy, Ketakala *alias* Leemagahadeniya of 8 lahas paddy and its wanata of 15 lahas paddy, Aranderekumbura of 5 lahas paddy, Vedaralgederawatta of 8 lahas paddy, Arambehenacopiewatta 13 acres 2 roods and 25 perches, Arambeaswedduma *alias* watta of 1 rood and 2 perches, Oyapahalawattepitakottuwehena with the house thereon, containing in extent 12 lahas paddy, Moragollepolawatta of 1 pela paddy, Arambagahamuludunehena of 15 lahas paddy, Naththepanpottewatta of 7½ lahas paddy, Thalagahakandehena of 3 amunams paddy, Imbulgahagodahena of 2 pelias paddy, Hapugasipitiyekumbura of 2½ lahas paddy, Maligatennehena of 14 lahas paddy, and Moragollepolawatta of 4 lahas paddy.

Which said premises contain in extent 340 acres more or less and can be included in one survey; and are bounded in their entirety on the east by Pusseluoya, Arambehenewa and the villager's property, north by Deegahawatura-Kumbureyaye Wahagaloya and villager's property, south by Siyambalagahamulawatta Bogahakumburayaya and villager's property, and west by village limit of Paranagama and villager's property; and registered under E 197/227, 186/45 to 49, 197/262 to 265 to 228, 142/383 E 141/200, 197/266, 146/89, 186/55, 197/267, 187/35, 142/43, 186/72, 197/268, 269, 134/41, 133/247, 176/230 to 233, 197/270, 173/130.

Fiscal's Office,  
Kandy, June 1, 1938.

H. C. WIJESINHA,  
Deputy Fiscal.

In the District Court of Colombo.

(1) George Marshall of Scotland, (2) Geoffrey Thomas Hale of Colombo, administrator of the estate of the 1st plaintiff substituted in place of the 1st plaintiff, deceased . . . . . Plaintiffs.

Nanediradewage Jinadasa Wimalasena of Colombo . . . . . Substituted-plaintiff.

No. 54,587.

Vs:

W. B. Mahagedara, presently of Mangala Eliya estate, Puttalam, as legal representative of the estate of Matilda Adelaide Mahagedara, deceased . . . Defendant.

NOTICE is hereby given that on the following days and hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said

defendant, in the following property, for the recovery of Rs. 24,979-31, with legal interest from April 20, 1937, till payment in full, viz. :—

July 6, 1938, commencing at 10 a.m.

1. All that allotment of land called Gekutugahalanda, containing in extent 10 acres 2 roods and 23 perches, situate at Ekiriya in the Gannewa korale of Udahewaheta division of the District of Nuwara Eliya, in the Central Province; and bounded on the north by Crown land, on the east by the land reserved along Kadurugahakandura and also described as Kadurugaha and the land reserved along the kandura, on the south by the land reserved along Narankandura, and on the west by Narankandura and the land reserved along Waturanetikandura, together with everything standing thereon.

2. All that allotment of land called Mahatenne patana *alias* Galwalepatana, containing in extent 8 acre 2 roods and 27 perches, situate at Ekiriya aforesaid; and bounded on the east by the portion reserved for Waturanetikandura, on the south by the portion reserved for Narankandura and Minielgodakandura, and on the west by land claimed by the natives and lot D 458 in preliminary plan No. 3,152, and on the north by Crown land together with the buildings, plantations, and everything thereon save and except the road passing through the land, and registered in R 23/131 and 132.

3. All that allotment of land called Mahatenna, containing in extent about 6 acres, situate at Ekiriya aforesaid; and bounded on the north by the cart road to Ekiriya, and on the east by Mr. Abeygunasekara's property and the cart road, on the south by Narankandura, on the west by Keenagahakandura together with everything thereon.

4. All that allotment of land called Pallekanda, containing about 6 acres, situate at Ekiriya aforesaid; and bounded on the east by the cart road and the Ma-ela, and on the north by Narankandura, on the west by the boundaries of Pallekanda estate (Rutland extension) and on the south by the Gansabhawa road, together with everything thereon.

July 6, 1938, commencing at 1 p.m.

5. All that allotment of land called Alampiripana, containing about 5 lahas kurakkan sowing, situate at Ekiriya aforesaid; and bounded on the east by Gansabhawa road, on the south by the property belonging to Madehi Rankiri and the kandura, on the west by the kandura and the property belonging to Mahagedara Ukku Banda and Mutu Banda, on the north by Gansabhawa road, together with everything thereon.

6. All that allotment of land called Gurandagahayatahena, containing about 8 lahas kurakkan sowing, situate at Ekiriya aforesaid; and bounded on the east by Malakandura, on the north by Crown land, on the west by the property belonging to Meegastala Ukku Banda and the property belonging to Assedumegedara Dingiriya, on the north by property belonging to Mahagedara Siyatu and the property belonging to Mahagedara Dingiri Banda, and together with everything thereon.

7. All that allotment of land called Miriskottuwehena, containing about 5 lahas kurakkan sowing, situate at Ekiriya aforesaid; and bounded on the east by the property belonging to Mahagedara Mutu Banda, on the south by the Crown land, on the west by the property of Dineshamy Mudalaly, on the north by the property of Darandekumbure Ukku Banda, and together with everything thereon.

8. All that allotment of land called Imbuldandepatana, containing 8 lahas kurakkan sowing, situate at Ekiriya aforesaid; and bounded on the east by the Crown land, on the south by Gansabhawa road (now D. R. C. road) and the kandura, on the west by the property belonging to Kulgammama Kumarihamy, on the north by Ellehena the property of Mahagedara Mutu Banda, and together with everything thereon.

9. All that allotment of land called Walawwewatta, containing 5 lahas kurakkan sowing, situate at Ekiriya aforesaid; and bounded on the east by the property belonging to Mahagedara Ukku Banda and Mahagedara Appuhamy, on the south by gansabhawa road, on the west by the property belonging to Mahagedara Ukku Banda, on the north by the property of Nilawature Ukku Banda and the kandura, and together with everything thereon.

10. All that allotment of land called Wakkumbura, containing about 2 pelias paddy sowing, situate at Ekiriya aforesaid; and bounded on the east by Mahagedarakumbura and the ela, on the north by the ela, on the west by Haddarawakumbure and the field of Mr. N. U. Jotiadasa, on the north by the live fence and the Gansabhawa road, and together with everything thereon.

July 7, 1938, commencing at 10 a.m.

11. All that allotment of land called Lunuwatte-kumbura, containing 1 pela and 2 kurunies paddy sowing, situate at Ekiriya aforesaid; and bounded on the east by the property belonging to Asseddumegedara Simon Mudalaly, on the south by the oya, on the west by the field belonging to Asseddumegedara Appuwa, on the north by the ela, and together with everything thereon.

12. All that allotment of land called Etambilla, containing about 2 amunas paddy sowing, situate at Ekiriya aforesaid; and bounded on the east by the property belonging to Elambure Appuhamy, on the south by the stone fence, on the west by the field belonging to Asseddumegedara Appuwa, on the north by Mahagedarahena, together with everything thereon.

13. All that allotment of land called Galpottakumbura containing 5 lahas paddy sowing, situate at Ekiriya aforesaid; and bounded on the east by the ela, on the south by the Gansabhawa road, on the west by the property belonging to Kulugammana Kumarihamy, on the north by the field belonging to Kulugammana Kumarihamy, and together with everything thereon.

14. All that allotment of land called Dehiattemulla, containing 8 lahas paddy sowing, situate at Ekiriya aforesaid; and bounded on the east by the cliff, on the south by the field belonging to Mahagedara Ukku Banda, on the west by the ela, and on the north by the live fence and the Gansabhawa road, and together with everything thereon.

15. All that allotment of land called Etambilla (dry land), containing 1 pela kurakkan sowing, situate at Ekiriya aforesaid; and bounded on the east by the property belonging to Mahagedara Siyatu, on the south by Etambilla paddy field, on the west by the kandura, on the north by the Crown land, and together with everything thereon.

July 8, 1938, commencing at 10 a.m.

16. All that allotment of land called Ambetota, containing 4 pelas and 6 lahas in several portions, situate at Makempe in Gannewa korale aforesaid; and bounded on the east by Pitapelakumbura, on the south by Dawatagasmullakumbura, on the west by the oya, on the north by Thanakotuwekumbura, and together with everything thereon.

17. All that allotment of land called Ambetotapitpela, containing 3 seers of paddy sowing extent, situate at Makempe aforesaid; and bounded on the east by Pitapelekumbura, on the south by the boundary of Diggalpottihena, on the west by the property belonging to Puchihenaya, on the north by the cliff, and together with everything thereon.

18. All that allotment of land called Peddurugodawagala, containing 15 lahas paddy sowing, situate at Makempe aforesaid; and bounded on the east by the ela, on the south by the Uhanekumbura, on the west by Karandawetiya, on the north by the ela, together with everything thereon.

19. All that allotment of land called Ambetota *alias* Assedduma, containing 1 pela paddy sowing, situate at Makempe in Gannewa korale aforesaid; and bounded on the east by the stone fence of Hapugollekumbura, on the south by the kandura, on the west by the stone fence and the kandura, on the north by the property of Gama-gedera Kalu Banda, and together with everything thereon.

July 8, 1938, commencing at 1 p.m.

20. All that allotment of land called Tatuwelarawa, containing 1 pela and 9 lahas paddy sowing, situate at Makempe aforesaid; and bounded on the east by the ditch separating the Crown land, on the south by the boundary of Werellehena, on the west by Puwakgaswattakumbura, on the north by Heedenduwa, and together with everything thereon.

21. All that allotment of land called Kirindehena, containing 2 lahas kurakkan sowing extent, situate at Makempe aforesaid; and bounded on the east by the Gansabhawa road, on the south by stone fence belonging to the Arachchi, on the west by the oya, on the north by property belonging to Tatuwelarawe Dingirala, and together with everything thereon.

22. All that allotment of land called Ambagolla-ela, containing 1 pela paddy sowing extent, situate at Makempe aforesaid; and bounded on the east by Dumukepalkadakumbura, on the north by the Gangaellakumbura, on the west by the field belonging to Ambagolla Naida, on the south by the rest of the property called Ambagolla-ela, and together with everything thereon.

23. All that allotment of land called Dambekumbura, containing 2 pelas and 5 lahas paddy sowing extent, situate at Makempe aforesaid; and bounded on the east by the

oya, on the south by Heedenduwa, on the west by the boundary of the property belonging to Kulugammana Kumarihamy, on the north by Heedenduwa of Galpottakumbura, and together with everything thereon.

24. All that allotment of land called Wakkumbura, containing 2 pelas and 5 lahas paddy sowing, situate at Makempe aforesaid; and bounded on the east by the field called Wakkumbura, on the south by the boundary of Badullapokuna, on the west by the boundary of Polgahayatakumbura, on the north by Heedenduwa, and together with everything thereon.

July 9, 1938, commencing at 10 a.m.

25. All that allotment of land called Puwakdandawa, containing 2 pelas and 2 lahas paddy sowing, situate at Makempe aforesaid; and bounded on the east by the oya, on the south by the boundary of Dodangaslandakumbura, on the west by the fence of the field called Tumpela and the ela, on the north by the field called Hippola-ela, and together with everything thereon.

26. All that allotment of land called Udarawa, containing 12 lahas paddy sowing, situate at Makempe aforesaid; and bounded on the east by the field called Tumpela and the ela, on the south by the field called Nambanhela, on the west by the ela, on the north by the field called Pallepitiya, and together with everything thereon.

27. All that allotment of land called Pallepitiyawatta, containing 3 kurunies kurakkan sowing, situate at Makempe aforesaid; and bounded on the east by Mahakumbura, on the south by the kandura and the Heedenduwa, on the west by boundary of Dulwalakumbura, on the north by the boundary of Berakaragedarawatta, and together with everything thereon.

July 9, 1938, commencing at 2.30 p.m.

28. All that allotment of land called Malwatta, containing 1 pela paddy sowing extent, situate at Udalumada in the Kohoka korale, Nuwara Eliya District aforesaid; and bounded on the east by Udakumbura and Gewaliya, on the south by Malwattakumbura, on the west by kandura, on the north by Pingpelekumbura, and together with everything thereon.

29. All that allotment of land called Hanakarapanguwa *alias* Humukarapanguwa, containing 3 pelas paddy sowing extent, situate at Udalumada aforesaid; and bounded on the east by Bopitiyamahaliyadda and the ela, on the south by Bopitiyamahaliyadda and the ela, on the west by Keenakotuwe-ela, on the north by Hanakarapanguwekumbura, and together with everything thereon.

Deputy Fiscal's Office, D. G. L. Misso,  
Nuwara Eliya; June 1, 1938. Additional Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Liyana Ayonis Mendis of Kalupe in Totagamuwa ..... Plaintiff.

No. 34,727.

Alutwala Hewage Payadoris of Totagamuwa ..... Defendant.

NOTICE is hereby given that on Saturday, July 2, 1938, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

All that defined lot marked figure 10, together with buildings, plantations, and everything else appertaining thereto and standing thereon of the land called Muggettiwatta *alias* Migettuwatta, situated at Udumulla, Totagamuwa in Wellaboda pattu of the Galle District, Southern Province; and bounded on the north and east by reservation for a footpath which separates this lot from lot 9 of the same land, south by lot No. 11 of the same land, west by Ambagahawatta; and containing in extent 29.84 perches, as per plan of partition No. 1,714A made by Mr. S. Warusawitana, Licensed Surveyor, Hikkaduwa.

Writ amount Rs. 320.25, with legal interest thereon from June 8, 1936, till payment in full and costs Rs. 13.92½.

Fiscal's Office,  
Galle, June 3, 1938.

T. D. S. DHARMASENA,  
Deputy Fiscal.

In the District Court of Tangalla.

John Gerald Suriya Arachechi Mohotty of Bebarenda ..... Plaintiff.  
No. 4,048. Vs.

Manoris Mutucumarana Police Officer of Tissa ..... Defendant.

NOTICE is hereby given that on Saturday, July 2, 1938, at 11 o'clock in the forenoon will be sold by public auction at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of Rs. 478.57 together with further interest on Rs. 426.57 at 18 per cent. per annum from May 1, 1938, till payment in full and poundage, viz. :—

At Tihawa.

All that soil, plantations, and buildings standing thereon of the land called Tehawabedda, lot B, containing in extent 4 acres 3 roods and 6½ perches, situated at Tihawa in Magam pattu of the Hambantota District; bounded on the north by reservation for road, on the east by minor road, on the south by minor road, and on the west by lot A of the same land being property held and possessed by virtue of the allotment in case No. 2,354 of the District Court of Tangalla, wherein was partitioned the land called Tihawabedda depicted as lot 10,871 in T. P. 188,646, containing in extent 9 acres 2 roods and 13 perches, situated at Tissa; bounded on the north by reservation for road, east and south by minor road, and west by Crown land.

Valuation Rs. 2,100.

Deputy Fiscal's Office,  
Hambantota, June 1, 1938.

V. L. WIRASINHA,  
Additional Deputy Fiscal.

In the District Court of Tangalla.

Gardiye Punchihewage Hector de Silva of Beliatatta ..... Plaintiff.  
No. 3,747. Vs.

Wellekankanamge Dionis Appa of Palapota . . . Defendant.

NOTICE is hereby given that on Saturday July 2, 1938, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of Rs. 158.82, together with further legal interest on Rs. 158.82 from February 8, 1938, till payment in full and poundage, viz. :—

At Sitinamaluwa and Palapota.

(1) All the soil and plantations of the land called Kotigalehena, in extent 7 acres 2 roods and 33 perches, situated at Sitinamaluwa in West Giruwa pattu of the Hambantota District; and bounded on the north and east by lot No. 22, south by lots 90B, 90A, 99, 98, 100D, and 100, and west by lots 100, 100A, and 32.

(2) All that ½ share of the soil and of the plantations (excluding the planter's ½ share of the trees of the high land) of the high and low land called Pittaniyehena, in extent 1 acre and 16 kurunies of paddy, situated at Palapota in West Giruwa pattu aforesaid; and bounded on the north by village limit of Puwakdandawa, east by Lolugahawatta, south by Indipittaniyewatta, and west by Indimulana and Kongahakoratuwa.

Deputy Fiscal's Office,  
Tangalla, June 2, 1938.

P. D. WEERAMAN,  
Additional Deputy Fiscal.

### Northern Province.

In the District Court of Colombo.

Brodie and Company, Limited of Colombo . . . Plaintiffs.  
No. 7,022. Vs.

T. Sabaratnam, Liquor Merchant, Jaffna . . . Defendant.

NOTICE is hereby given that on Saturday, July 2, 1938, commencing at 9 o'clock in the forenoon, will be sold by public auction at the Nithiyanda Ganesha Stores, Jaffna, the right, title, and interest of the said defendant for the recovery of the balance sum of Rs. 4,532.87, with legal interest thereon from March 8, 1938, till payment in full and poundage and charges, in the following movable property, viz. :—

The stock-in-trade consisting of liquor and furniture lying at the Nithiyanda Ganesha Stores, Chemmah street, Jaffna.

Also seized under Writ No. 7;186 D. C., Colombo.

Fiscal's Office,  
Jaffna, June 7, 1938.

S. TURAIYAPPAH,  
for Fiscal.

In the District Court of Jaffna.

Suppar Vallipuram of Maviddapuram . . . Plaintiff.  
No. 12,548. Vs.

(1) Kanapathipillai Sinnatamby and (2) Theivanai-pillai, widow of Pillainar Velupillai of Veemankamam . . . Defendants.

NOTICE is hereby given that on Friday, July 1, 1938, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant for the recovery of Rs. 1,919, with interest thereon at the rate of 9 per cent. per annum from January 6, 1938, till payment in full, and poundage and charges, in the following property, viz. :—

All that undivided 3/20 share of a piece of land situated at Veemankamam in Tellipalai parish, Valikamam North Division of the Jaffna District, Northern Province, called Puttarkoilseema in extent 15½ lachams varagu culture, Anumanankoodai and Velanseema in extent 10 lachams varagu culture and 4 kulies, Monlavaththai in extent 2½ lachams varagu culture, Theethanseema in extent 14½ lachams varagu culture aggregating to an extent of 42 lachams varagu culture and 13 kulies with house buildings, godown, well and cultivated and spontaneous plantations; and bounded on the east by by-lane and by Sooriyan Kanapathy, north by Parupathy, widow of Muttuvelu, and Sithamparan Kandan, west by Sithamparathy, widow of Vairavan, and Sinnachy, widow of Murugesu, and by road, and on the south by lane.

Fiscal's Office,  
Jaffna, June 7, 1938.

S. TURAIYAPPAH,  
for Fiscal.

### Province of Sabaragamuwa.

In the District Court of Ratnapura.

In the matter of the intestate estate of Kehelwatte Jayasundera Mudiyanseelage Gunaratna Menike of Maraliya, deceased.

No. 992 (Testamentary).

NOTICE is hereby given that on Thursday, July 7, 1938, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said estate in the following property, Rs. 202.40 and poundage being deficiency of stamp duty due to the Crown in the above proceedings, viz. :—

All that land called Walauwatta with the tiled house standing thereon, situate at Maraliya in palle pattu of Nawadun korale in the District of Ratnapura; bounded on the north by Wadiyewatta and agala, east by agala, and Maditteowita, south by Bangalawewatta and agala, west by Aluowitewaturana and Kumburuwela; and containing in extent about 10 seers of kurakkan sowing.

Fiscal's Office,  
Ratnapura, June 6, 1938.

B. M. CHRISTOFFELSZ,  
Deputy Fiscal.

In the District Court of Kegalla.

Balane Wagapedigedera Gunadara Veda of Kadugannawa . . . Plaintiff.  
No. 10,396. Vs.

Alahakon Mudiyanseelage Punchi Banda of Wadamal-deniya, the administrator of the estate of K. B. Alahakon, Registrar of Wadamaleniya, deceased, appointed in D. C., Kegalla, Testamentary case No. 1,492 . . . Defendant.

NOTICE is hereby given that on July 6, 1938, commencing at the hours specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property, viz. :—

Sale on July 6, 1938, commencing at 10 a.m.

1. An undivided ¼ share of the land called Alutwatterawatta of 15 lahas of paddy sowing in extent, situated at Wadamaleniya in Galboda pattu of Galboda korale, in the District of Kegalla of the Province of Sabaragamuwa; and bounded on the east by ditch, south by ditch and limit of Udahakanategederawatta, west by limit of Siyambalagahamulawatta, and north by field.

2. All that land called Siyambalagahamulawatta towards the north, containing in extent 2 roods and 4 perches, situated at Wadamaleniya aforesaid; and bounded on the north by bank and jak tree, east by jak trees of Udahakanategederawatta, south by bank and ditch, and west by bank of Manapedigewatta and fence.



Sale on July 6, 1938, commencing at 12 noon.

3. An undivided  $\frac{1}{2}$  share of the land called Ritigala Malahena of 2 pelas and 5 lahas of paddy sowing in extent, situated at Dunugama in Galboda korale as aforesaid; and bounded on the east by Galenda, south by Udha kanategederahena alias Asseddumehena, west by Ellawella, and north by limit of Kosbolahena.

4. An undivided  $\frac{1}{2}$  share of Perellehena of 3 pelas of paddy sowing in extent, situated at Dunugama aforesaid; and bounded on the north by agala of Asseddumehena, south by Moragaha-ela, east by Galpaya, and west by wella.

5. An undivided  $\frac{1}{2}$  share of Asseddumehena of 12 lahas of paddy sowing in extent, situated at Dunugama aforesaid; and bounded on the north by Ima of Perellehena, south by agala, east by galpaya, and west by wella.

6. An undivided  $\frac{1}{2}$  share of Perellehena of about 18 lahas of paddy sowing in extent, situated at Dunugama aforesaid; and bounded on the east by Galenda, south by Moragaha-ela, west by Waturawella, and north by Perellehene Mala-ela.

Sale on July 6, 1938, at 2 p.m.

7. An undivided  $\frac{1}{2}$  share of Alupothayekumbura of 1 acre and 29 perches in extent, situated at Maliyadda in Galboda pattu as aforesaid; and bounded on the east by Muttettuwa, south by Wedikkarayalagekumbura, west by cla and north by Nilawariya.

Sale on July 6, 1938, commencing at 3 p.m.

8. An undivided  $\frac{1}{2}$  share of Kandaullekumbura of 2 pelas of paddy sowing in extent, situated at Badulupitiya, in Galboda pattu as aforesaid; and bounded on the east by liminary dam of Udakandaulla, south by liminary dam of bank, west by endaru fence, and north by water-course.

9. An undivided  $\frac{1}{2}$  of  $\frac{1}{2}$  share of Deniyewelekumbura of 2 pelas and 5 lahas of paddy sowing in extent, situated at Badulupitiya aforesaid; and bounded on the east by fence of Meegahakotuwwewatta, south and north by Godaivura, and west by Attanagodagekumbureniyara.

10. The entirety of the land called Wanduragalahena of 12 lahas of paddy sowing in extent, situated at Badulupitiya aforesaid; and bounded on the north by limit of Pattiwattehena, east by Galenda, south by Ganehenaima, and west by Galenda.

Sale on July 6, 1938, at 4 p.m.

11. An undivided  $\frac{1}{2}$  share Alahakongewatta alias Batambewatta of 2 pelas of paddy sowing in extent, situated at Alkegama in Galboda pattu aforesaid; and bounded on the east by endaru fence of Galapitagederawatta, south by stone fence and endaru fence, west by Herakolayewatta and endaru fence of Kehelpannalakatuwewatta and north by Endaru fence of Pallewatta together with the tiled house standing thereon.

For the recovery of the sum of Rs. 984.10 together with legal interest on Rs. 934.10 from June 6, 1933, till payment in full.

Deputy Fiscal's Office, J. A. F. SIRIWARDENE,  
Kegalla, June 4, 1938. Additional Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Marennago Abraham de Costa de Nugegoda in the Palle pattu of Salpiti korale, deceased. No. 8,381.

Mereunage Georgi de Costa of Nugegoda aforesaid ..... Petitioner.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on March 31, 1938, in the presence of A. S. Gunawardena, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated March 14, 1938, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as brother of the above-named deceased, to have letters of administration to his estate issued to him, unless any person or persons interested shall, on or before May 26, 1938, show sufficient cause to the satisfaction of the court to the contrary.

March 31, 1938. M. W. H. DE SILVA,  
District Judge.

Time to show cause against is extended to June 16, 1938.

June 1, 1938.

W. SANSONI,  
District Judge.

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In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Viyeyaluckshumy, wife of Namasivayam No. 8,405. Saravanapavam of Sandiluppy in Jaffna, deceased.

Namasivayam Saravanapavam of 52, St. Lucia's street, Kotahena, in Colombo ..... Petitioner.

And

(1) Iranganie Saravanapavam of 52, St. Lucia's street in Colombo, minor, (2) Thumbapillay Dorairajah of 26, Vaverset place, Colombo ..... Respondents.

THIS matter coming on for disposal before M. W. H. de Silva, Esq., District Judge of Colombo, on April 12, 1938, in the presence of M. C. Sivaprakasam, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 12, 1938, having been read: It is ordered (a) that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent above named, to represent her for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as widower of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 2, 1938, show sufficient cause to the satisfaction of the court to the contrary.

April 12, 1938.

C. NAGALINGAM,  
District Judge.

Date for showing cause is extended for June 16, 1938.

May 25, 1938.

W. SANSONI,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Haji C. Abdul Cauder Saib of 44, No. 8,408. Angappa Naick street, Madras, South India, deceased.

Hajaram Bi Bi of 44, Angappa Naick street, Madras, South India ..... Petitioner.

And

(1) C. A. Abdushakoor, (2) Thyba Bi Bi, (3) Khyrunnisa Bi Bi, (4) Zuhra Bi Bi, (5) Awa Bi Bi, and (6) Rahamathunnisa Bi Bi, minor, appearing by her guardian *ad litem* (7) C. H. Ahamed Hussain Alavi Sahib, all of Angappa Naick street, Madras, South India ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on May 2, 1938, in the presence of Mr. S. Kanagarajah, Proctor, on the part of the petitioner above named; and the affidavit of the attorney of the said petitioner dated April 26, 1938, and the order of the Supreme Court dated March 29, 1938, having been read:

It is ordered (a) that the 7th respondent be and he is hereby appointed guardian *ad litem* of the minor, the 6th respondent above named, to represent her for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as attorney of the widow of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 2, 1938.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Eric Hantley Jansen of Galle, deceased. No. 8,410

Leah Jansen nee Caspersz of "Bertzell", Kotahena street, Colombo ..... Petitioner.

(1) Hantley Hantley Jansen, (2) Doyle Bernard Denis Jansen, (3) Lynton Cyril Jansen, (4) Mary Denia Hantley Annemone Jansen, (5) Leona Eustelle Therese Jansen, (6) Thorold Rayne Eugene Jansen, (7) Eric Eric Jansen, (8) Irma Winifred Edile Jansen, (9) Joseph Jocelyn January Jansen, all of "Bertzell", Kotahena street, Colombo, (10) Hector Hubert Jansen of Barnes place, Colombo ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on May 2,

1938, in presence of Mr. D. I. Paul Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 27, 1938, having been read:

It is ordered (a) that the 10th respondent be and he hereby appointed guardian *ad litem* of the minors, the 1st to 9th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 2, 1938.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Cecily Monica de Saipath of Grandpass,  
No. 8,412. in Colombo, deceased.

Luke Paul de Saipath of 176, St. Joseph's street,  
Grandpass in Colombo ..... Petitioner.

And

Julius Paul de Saipath of 176, St. Joseph's street,  
Grandpass, Colombo ..... Respondent.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on May 2, 1938, in the presence of Mr. U. I. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 12, 1938, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondent above named or any other person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 2, 1938.

C. NAGALINGAM,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-  
Jurisdiction. ment of Don Philip Attygalle, Veda  
No. 8,413. Mudaliyar of Madapatha in the Salpiti  
korale deceased.

Kandage Sopaya Jayasinghe Hanjine of Madapatha  
in the Palle pattu of Salpiti korale ..... Petitioner.

(1) Karunawathie Attygalle, (2) Piyasena Attygalle,  
(3) Dharmasena Attygalle, (4) Bandhusena Atty-  
galle, (5) Mithrasena Attygalle, (6) Ratnasena  
Attygalle, (7) Anthonisena Attygalle; the 1st,  
2nd, 3rd, 4th, 5th, 6th, and 7th respondents are  
minors appearing by their guardian *ad litem* (8)  
Dr. Nicholas Attygalle of Ward place, Col-  
ombo ..... Respondents.

THIS matter coming on for disposal before C. Nagalingam, Esq., District Judge of Colombo, on May 2, 1938, in the presence of Mr. S. Gunasekera, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated February 18, 1938, and (2) of the attesting notary dated February 18, 1938, having been read:

It is ordered that the last will of Don Philip Attygalle Veda Mudaliyar, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby proved; and it is further declared that the petitioner is the executrix named in the said will, and that she is entitled to have probate thereof issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 8th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st to 7th respondents above named, to represent them for all the purposes of this action.

May 2, 1938.

C. NAGALINGAM,  
District Judge.

30 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Jasenthu Mahadurage Louis Fernando  
No. 8,432. of Hekitta, Hendala, deceased.

Stella Barbara Fernando of Hekitta, Hendala .. Petitioner.

And

(1) Clarence Leslie Fernando, (2) Marian Pamela  
Fernando, (3) Ruth Jasenth Fernando, all of Hendala,  
minors, appearing by their guardian *ad litem* (4)  
Nicolas Septimus Mendis of 269, Averiwatta road,  
Wattala ..... Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on May 20, 1938, in the presence of Mr. J. M. Cadermanpulle, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 16, 1938, having been read:

It is ordered (a) that the 4th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 1st, 2nd, and 3rd respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before July 7, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 20, 1938.

W. SANSONI,  
District Judge.

35 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and  
Jurisdiction. Effects of Seena Kawanna Moona Moha-  
No. 8,435. mado Haniffa, late of Kungarayakuruchi,  
Tinnevely District, South India,  
deceased.

Seena Kawanna Moona Meera Mader of 58, Old Moor  
street, Colombo ..... Petitioner.

And

(1) Mohideen Pathunma, widow of the above-named  
deceased, (2) Meera Umra, (3) Mohamado Mohideen,  
(4) Mohamado Pathunma, all of Kungarayakuruchi  
aforesaid, (5) Ahamado Mohideen of Old Moor street,  
Colombo; 3rd to 5th respondents are minors appear-  
ing by their guardian *ad litem* (6) Seena Kawanna  
Nagoor Meer of Old Moor street, Colombo .. Respondents.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on May 26, 1938, in the presence of Mr. John Wilson, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 19, 1938, and the Supreme Court order dated May 10, 1938, having been read:

It is ordered (a) that the 6th respondent be and he is hereby appointed guardian *ad litem* of the minors, the 3rd, 4th and 5th respondents above named, to represent them for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as eldest son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall on or before July 7, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 26, 1938.

W. SANSONI,  
District Judge.

24 In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and  
Jurisdiction. Effects of Ramasampillai, son of  
No. 8,436. Kumarasampillai, late of 135, Maliban  
street in Colombo, deceased.

Vallinayagampillai, son of Kumarasampillai of  
135, Maliban street in Colombo ..... Petitioner.

And

Nallasampillai, son of Kumarasampillai of Sattan-  
kulan, Tinnevely District, in South India. .. Respondent.

THIS matter coming on for disposal before W. Sansoni, Esq., District Judge of Colombo, on May 21, 1938, in the presence of Mr. S. Somasundaram, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated May 18, 1938, having been read:

It is ordered that the petitioner be and he is hereby entitled, as an heir of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondent above named or any other person or persons interested shall, on or before July 7, 1938, show sufficient cause to the satisfaction of the court to the contrary.

May 21, 1938.

W. SANSONI,  
District Judge.

In the District Court of Kandy.

*Order Nisi.*

No. T. 21. In the Matter of the Estate of the late Wahuge Mudune Kuda Henaya deceased of Harankahawa in Galasiyapattu of Harispattu

28  
THIS matter coming on for disposal before M. T. de S. Amarasekera, Esq., District Judge, Kandy, on February 4, 1938, in the presence of Mr. M. J. Perera, Proctor, on the part of the petitioner, Wahuge Mudune Lensuwa Henaya; and the affidavit of the said petitioner dated February 18, 1938, having been read: It is ordered that the petitioner be and he is hereby declared entitled as the son of the above-named deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents—(1) Wahuge Mudune Kudaridie, (2) Wahuge Mudune Pina and (3) Wahuge Mudune Charlie all of Harankahawa or any other person or persons interested shall, on or before March 3, 1938, show sufficient cause to the satisfaction of this court to the contrary.

M. T. DE S. AMARASEKERA,  
Acting District Judge.

Date for showing cause extended to March 31, 1938.

R. F. DIAS,  
District Judge.

Date for showing cause is extended to June 16, 1939.

R. F. DIAS,  
District Judge.

In the District Court of Kandy.

*Order Nisi.*

31  
Testamentary In the Matter of the Estate of the late Ratnayaka Mudiyanseelage Punchi Banda Ratnayaka, deceased, of Nalanda Group, Matala.

K. M. Sobitha Menika Ratnayaka of Galwadukumbura in Matala ..... Petitioner.

Vs  
(1) Wimala Menika Ratnayaka, (2) Kusumawathie Menika Ratnayaka, (3) Wijekoon Bandara Ratnayaka, (4) Chandrawathie Menika Ratnayaka, all of Galwadukumbura, minors, by their guardian *ad litem* (5) H. B. Ratnayaka of Nalanda Group in Nalanda, Matala ..... Respondents.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on April 28, 1938, in the presence of Mr. R. Edirimāningam, Proctor, on the part of the petitioner, Kupatunga Wijekoon Mudiyanseelage Sobitha Menika Ratnayaka; and the affidavit of the said petitioner dated January 25, 1938, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents or any other person or persons interested shall, on or before June 20, 1938, show sufficient cause to the satisfaction of this court to the contrary.

April 28, 1938.

R. F. DIAS,  
District Judge.

In the District Court of Kandy.

*Order Nisi.*

21  
Testamentary In the Matter of the Estate of the late Marie Louise Hawke, deceased, of No. T 36. Colombo

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on May 2, 1938, in the presence of Mr. M. J. Taylor, on the part of the petitioner, Marie Valentine Hawke; and the affidavit of the said petitioner dated December 13, 1937, having been read:

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It is ordered that the petitioner be and she is hereby declared entitled, as the sister of the above-named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents—(1) Edwin Frederick Hawke, (2) Mary Joseph *nee* Hawke, (3) Louise Arthur Hawke, (4) Louis Paul Hawke, and (5) Marie Angele Hawke—or any other person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary.

May 2, 1938.

R. F. DIAS,  
District Judge.

In the District Court of Kandy.

*Order Nisi declaring Will proved.*

30  
Testamentary In the Matter of the Last Will and Testament of Loku Bandara Panabokke, deceased, of Kehelwatugoda Walaawe, Kegalla.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on May 17, 1938, in the presence of Messrs. Panabokke & Panabokke, Proctors, on the part of the petitioners (1) Cuda Banda Cecil Panabokke, (2) Walter Molegoda, (3) Punchi Banda Panabokke; and the affidavits of the said petitioners dated May 11, 1938, and of the attesting notary dated May 17, 1938, having been read:

It is ordered that the last will of the above-named deceased dated December 14, 1937, and now deposited in this court be and the same is hereby declared proved, unless the respondents (1) Wattegama Loku Kumarihamy and (2) Sudharmawathie Panabokke Molegoda Kumarihamy, or any other person or persons interested shall, on or before June 20, 1938, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioners are the executors named in the said will and that they are entitled to have probate of the same issued to them accordingly, unless the said respondents or any other person or persons interested shall, on or before the said date, show sufficient cause to the satisfaction of this court to the contrary.

May 17, 1938.

R. F. DIAS,  
District Judge.

In the District Court of Kandy.

*Order Nisi declaring Will proved, &c.*

28  
Testamentary In the Matter of the Last Will and Testament of Suna Pana Ana Runa Suppramaniam Chettiar, deceased, of Kaliyarmangalam in Ramnad District, South India.

THIS matter coming on for disposal before Reginald Felix Dias, Esq., District Judge, Kandy, on May 20, 1938, in the presence of Mr. V. M. Guruswamy, Proctor, on the part of the petitioner, Suna Pana Arunasalam Chettiar of 400, Trincomalee street, Kandy; and the affidavits of the said petitioner dated April 28 1938, and of the attesting witnesses dated April 20, 1938, having been read:

It is ordered that the last will of the above-named deceased dated December 7, 1937, and now deposited in this court, be and the same is hereby declared proved, unless any person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless any person or persons interested shall, on or before the said date show sufficient cause to the satisfaction of this court to the contrary.

May 20, 1938.

R. F. DIAS,  
District Judge.

In the District Court of Galle.

*Order Absolute, declaring Will proved, &c.*

21  
Testamentary In the Matter of the Last Will and Testament of Edwin Wijesuriya, deceased of No. 7,800. Degalle, Dodanduwa.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge, Galle, on March 29, 1938, in the presence of Mr. A. T. P. Kurusuriya, Proctor, on the part of the petitioner, Kasturi Arachy Nancy Nona Wijesuriya *nee* Wernakulasuriya, of Degalle, Dodanduwa; and the affidavit of the said petitioner and of the attesting Notary and witnesses both dated November 20, 1937, having been read:

It is ordered that the will of Edwin Wijesuriya of Degalle, Dodanduwa, deceased dated April 20, 1937, be and the same is hereby declared proved.

It is further ordered that the said petitioner is the executrix named in the last will, and that she is entitled to have probate of the same issued to her accordingly.

March 29, 1938.

N. M. BHARUCHA,  
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. Gonagala Vithanage Liyan Singho of  
No. 7,814. Gonagala, Induruwa, deceased.

Between

Idangoda Wickramatilaka Mudalige Dona Joslin of  
Gonagala ..... Petitioner.

And

(1) Gonagala Vithanage Don Tharalis, (2) ditto Dona  
Magilin, (3) ditto Edmund, (4) ditto Amaradasa,  
(5) ditto Buddadasa all of Gonagala, 4th and 5th  
minors by their guardian *ad litem* 6th respondent,  
(6) Idangoda Wickramatilaka Mudalige Don Pedrick

of Galaganta ..... Respondents.

THIS matter coming on for disposal before S. S. Jayawickrama, Esq., District Judge, Galle, on April 28, 1938, in the presence of Mr. W. A. C. Sirisena, Proctor, on the part of the said petitioner; and the affidavit of the said petitioner dated April 26, 1938, having been read:

It is ordered that the said 6th respondent be and he is hereby appointed guardian *ad litem* over the 4th and 5th minor respondents, unless the said respondents or any person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary:

It is further declared that the petitioner above named is entitled to have letters of administration to the estate of the said deceased issued to her accordingly unless the said respondents or any person or persons interested shall, on or before June 16, 1938, show sufficient cause to the satisfaction of this court to the contrary.

May 5, 1938.

C. L. WICKRAMASINGHE,  
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
No. 243. Nagamma, wife of Nagamuttu Soma-  
sundram of Nallore, deceased.

Nagamuttu Somasundram of Nallore ..... Petitioner.

Vs.

(1) Somasundram and Sanmoganayagee, (2) Soma-  
sundram Ananthalachum, (3) Somasundram San-  
mugasundram, and (4) Visaladehipillai, widow of K.  
Arumusalam, all of ditto. The 1st, 2nd and 3rd re-  
spondents are minors by their guardian *ad litem* the  
4th respondent ..... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on February 5, 1937, in the presence of Mr. A. Jeremiah, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the said intestate as her lawful husband, unless the respondents or any person or persons interested shall, appear before this court on April 21, 1937, and state objection or show cause to the contrary.

April 8, 1937.

C. COOMARASWAMY,  
District Judge.

Extended to June 15, 1938.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. K. Arumugam Chelliah of Pungudutivu  
No. 554. West, Jaffna, deceased.

K. Arumugam Sanmugam of Pungudutivu West,  
presently of Navatkudi ..... Petitioner.

Vs.

(1) K. Achimuttu, widow of Arumugam, (2) K. Aru-  
mugam Ramalingam, (3) K. Arumugam Suppiah,  
(4) Pakkiam, daughter of K. Arumugam, (5) Ledchumy,  
daughter of K. Arumugam, all of Pungudutivu  
West ..... Respondents.

THIS matter of the petition of the above-named petitioner praying that the above-named 1st respondent be appointed guardian *ad litem* over the minors the 4th

and 5th respondents and praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on February 14, 1938, in the presence of Mr. V. K. Subramaniam, Proctor for petitioner; and the affidavit of the petitioner dated February 11, 1938, having been read:

It is ordered that the above-named 1st respondent be appointed guardian *ad litem* over the said minors and it is ordered that the petitioner as a brother and an heir of the deceased is entitled to have letters of administration to the estate of the said deceased issued to him accordingly, unless the above-named respondents or any others shall, on or before March 23, 1938, show sufficient cause to the satisfaction of this court to the contrary.

February 14, 1938.

C. COOMARASWAMY,  
District Judge.

This Order Nisi is extended for June 15, 1938.

C. COOMARASWAMY,  
District Judge.

In the District Court of Jaffna held at Point Pedro.

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Thambiah Chellappah of Karanavai  
No. 43/P. T. North, deceased.

Angayatkanny Nachechan, widow of Ramalingam of  
Karanavai North ..... Petitioner.

(1) Sivapada Vallinachechan, daughter of Ponniah  
of ditto, (2) Muthukumar Thambiah of Chulipuram,  
(3) and wife, Ellaihawatta Nachechan of ditto. Respondents.

THIS matter coming on for disposal before Herbert S. Roberts, Esq., Additional District Judge, Jaffna, on February 14, 1938, in the presence of Mr. M. Esurapadham, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the petitioner, as the sister of the deceased, be declared entitled to take out letters of administration and that letters of administration be issued to her accordingly, unless the respondents or any other person shall appear before this court on or before March 11, 1938, and show sufficient cause to the satisfaction of this court to the contrary.

February 24, 1938.

HERBERT S. ROBERTS,  
Additional District Judge.

In the District Court of Jaffna, (held at Point Pedro).

Order Nisi.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Vally Kathirgaman of Alvai South.  
No. 53/P.T.

Annappillai widow of Kathirgaman of Alvai  
South ..... Petitioner.

(1) Kathirhan Sadaiyan, (2) Chellamma, daughter of  
Kathirgaman, (3) Ratnam, daughter of Kathirgaman,  
(4) Kathirgaman Vallipuram, (5) Kandan Ponnai,  
all of Alvai South ..... Respondents.

THIS matter coming on for disposal before Hebert S. Roberts, Esq., Additional District Judge, Jaffna, on April 9, 1938, in the presence of Mr. M. Esurapadham, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is ordered that the 5th respondent be appointed guardian *ad litem* over the minors, the 3rd and 4th respondents, that the petitioner be declared entitled to take out letters of administration and that letters of administration be issued to her accordingly, unless the respondents or any other person shall, appear before this court on or before May 19, 1938, show sufficient cause to the satisfaction of this court to the contrary.

April 9, 1938.

HERBERT S. ROBERTS,  
Additional District Judge.

Extended and reissued for June 16, 1938.

May 19, 1938.

(Intd.) C. E. A. S.,  
Additional District Judge.

In the District Court of Jaffna held at Point Pedro.

Order Nisi.

28  
Testamentary In the Matter of the Estate and Effects of Jurisdiction. the late Murugupillai Nakalingam No. 61/P T. Thambirai of Puloly West, deceased.

V: Kanagasabai Sivaprakasampillai of Alvai North ..... Petitioner.

(1) Paruvatha Varthippillai, widow of Sathasivam of Puloly West, Thambirai Sathasikandar (minor) of ditto ..... Respondents.

THIS matter of the petition of the above-named petitioner praying that the 1st respondent be appointed guardian *ad litem* over the 2nd respondent and that letters of administration be ordered to issue to the petitioner coming on for disposal before C. E. A. Samarakkody, Esq., Additional District Judge, on May 28, 1938, in the presence of Messrs. Kandaiya & Mailaganam, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated May 26, 1938, having been read:

It is declared that the 1st respondent be and he is hereby appointed guardian *ad litem* over the 2nd respondent, and that the petitioner be declared entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall appear before this court on or before June 17, 1938, to show cause to the satisfaction of this court to the contrary.

May 28, 1938.

C. E. A. SAMARAKKODY,  
Additional District Judge.

In the District Court of Batticaloa.

Order Nisi declaring Will proved.

36  
Testamentary In the Matter of the Last Will and Jurisdiction. Testament of the late Gnanamuttu No. 463. Kanapathipillai of Karativu, deceased.

Senapathy Saravanamuttu of Karativu ..... Petitioner.

(1) Monniapper Vallipillai, widow of Gnanamuttu Kanapathipillai; (2) Kanapathipillai Sinnammah; (3) Kanapathipillai Arulamnah, (4) Kanapathipillai Ponnammah, (5) Kanapathipillai Thiagarajah, minors, all of Karativu ..... Respondents.

THIS matter coming on for disposal before P. Vythialingam, Esq., District Judge of Batticaloa on May 23, 1938, in the presence of Mr. K. V. M. Subramaniam, Proctor, on the part of the petitioner above named; and the affidavit (1) of the said petitioner dated May 10, 1938, and (2) of the attesting witnesses dated May 7, 1938, having been read:

It is ordered that the last will of Gnanamuttu Kanapathipillai, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before June 28, 1938, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent above named be and she is hereby appointed guardian *ad litem* of the

minors, the 3rd, 4th, and 5th respondents, unless the respondents above named or any other person or persons interested shall, on or before June 28, 1938, show sufficient cause to the satisfaction of this court to the contrary.

May 23, 1938.

P. VYTHIALINGAM,  
District Judge.

22 In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Muna Nallaraku Pillai of No. 2,144 T. Udappu, deceased.

Dr. N. Ponnambalam of Chilaw ..... Applicant.

16 29  
(1) N. Soltasingamswamy Pillai of Udappu, (2) N. Sittambalam of Udappu (minor) by his guardian *ad litem* (3) Kanchelchinttu of Udappu ..... Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Chilaw, on May 18, 1938, in the presence of Mr. F. T. Proctor, Proctor, on the part of the applicant; and the application dated May 5, 1938, having been read: It is ordered that the applicant be and he is hereby appointed administrator over the estate of the deceased above named, unless the respondents above named or any other person or persons interested shall, on or before June 17, 1938, show sufficient cause to the satisfaction of this court to the contrary.

May 18, 1938.

M. A. SAMARAKOON,  
District Judge.

30 In the District Court of Chilaw.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Mihindukulasuriya Manuel No. 2,216. Johanna Ferrando alias Manuel Juwana, Fernando of Pipiana street, Chilaw, deceased.

Mihindukulasuriya Manuel Peter Peiris of Chilaw ..... Petitioner.

16 29  
(1) Mihindukulasuriya Peter Theodore Armond Peiris and (2) Mihindukulasuriya Peter Joseph John Peiris, both of Chilaw ..... Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Chilaw, on May 19, 1938, in the presence of Mr. Basil E. Pinto, Proctor, on the part of the petitioner above named; and the affidavits (1) of the petitioner and (2) of the attesting notary and the two witnesses dated May 18, 1938, having been read:

It is ordered that the last will of the said deceased, of which the original has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before June 17, 1938, show sufficient cause to the satisfaction of this court to the contrary.

May 19, 1938.

M. A. SAMARAKOON,  
District Judge.

## DRAFT ORDINANCES.

### MINUTE.

The following Draft of a proposed Ordinance is published for general information:—

M. L. A.—B 1260/L. D.—O 55/38

An Ordinance to declare, for the removal of doubts, that no triennial general election under the Municipal Councils Ordinance, 1910, is due to be held in the year 1938, in the Municipality of Kandy or the Municipality of Galle, and to provide for the application to the said Municipalities of the provisions of section 40 of that Ordinance.

WHEREAS by two Proclamations each dated May 25, 1938, and published in Gazette No. 8,370 of May 27, 1938, the Governor in the exercise of the powers in him vested by section 1 of the Colombo Municipal Council (Constitution) Ordinance, No. 60 of 1935, has directed that the provisions of the said Ordinance shall apply to the Municipal Councils of Kandy and Galle respectively, subject to the modifications specified in the said Proclamations:

And whereas by virtue of the provisions of section 100 of the aforesaid Ordinance, as modified by the said Proclamations the Municipal Councils of Kandy and Galle which are now in existence and were in existence at the commencement of that Ordinance, will continue in office until a date hereafter to be fixed by the Governor by notification published in the Gazette :

And whereas in accordance with the provisions of section 5 of the aforesaid Ordinance the provisions of Part II of the Municipal Councils Ordinance, 1910, will continue to be applicable to the Municipalities of Kandy and Galle, respectively, until the date on which the Councillors elected for the said Municipalities at the first general election held in accordance with the provisions of the Colombo Municipal Council (Constitution) Ordinance, No. 60 of 1935, as modified in its application to the said Municipal Councils by the Proclamations aforesaid, come into office :

And whereas, for the removal of doubts, it is expedient to declare that no triennial general election shall be held under the Municipal Councils Ordinance, 1910, in the said Municipalities in the year 1938, and to provide that no new lists of persons duly qualified to be elected or to vote need be prepared for that year in those Municipalities :

Be it therefore enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

Short title.

1 This Ordinance may be cited as the Municipal Councils (Special Provisions) Ordinance, No. of 1938.

No general election under Ordinance No. 6 of 1910 to be held in Kandy or Galle in 1938.

2 For the removal of doubts, it is hereby declared that in the year 1938 no triennial general election under the provisions of the Municipal Councils Ordinance, 1910, is due to be held in the Municipality of Kandy or the Municipality of Galle, and that section 40 of that Ordinance in its application to either of the aforesaid Municipalities shall have effect as though the year 1938 were a year other than that in which a general election is due to be held under that Ordinance.

#### *Objects and Reasons.*

By two Proclamations published in Gazette No. 8,370 of May 27, 1938, the provisions of the Colombo Municipal Council (Constitution) Ordinance, No. 60 of 1935, were applied to the Municipal Councils of Kandy and Galle, respectively, subject to the modifications specified in those Proclamations.

2. Under section 100 of that Ordinance, the existing Councils of Kandy and Galle will continue in office until a date to be fixed by the Governor by notification published in the Gazette ; and under section 5 of that Ordinance, Part II of the Municipal Councils Ordinance, 1910, continues to be applicable to the Municipalities of Kandy and Galle until the Councillors elected under the new law assume office.

3. Section 40 of the Ordinance of 1910, which occurs in Part II of that Ordinance, provides that the Chairman shall, in the month of July in every year in which a triennial election is due to take place, prepare new lists of persons duly qualified to be elected and to vote. Under that Ordinance the year 1938 is a year in which, ordinarily, a triennial general election is due to take place. As the electoral lists under the Ordinance of 1910 will have to be used in the Municipalities of Kandy and Galle only in the event of a by-election to fill a vacancy in the Council of either Municipality, it is considered that it would be sufficient to revise such electoral lists in 1938 for use in any such contingency. Ordinance No. 60 of 1935 does not definitely state that there shall be no general election under the old law once the provisions of that Ordinance have been applied by Proclamation to some other Municipal Council.

The object of this Bill is, therefore, to declare, for the removal of doubts, that in the year 1938 no general election is due to be held in the Municipalities of Kandy and Galle and that section 40 of Ordinance No. 6 of 1910 shall, in its application to either of those Municipalities, have effect as though the year 1938, were a year in which the lists should merely be revised and in which no new lists need be prepared.

S. W. R. D. BANDARANAIKE,  
Minister for Local Administration.

Colombo, June 7, 1938.